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Attorneys for Defendants  
CITY OF SANTA ROSA; EDWIN FLINT, in his capacity  
as Chief of Police for the CITY OF SANTA ROSA;  
RICH CELLI, an individual and Officer of the  
SANTA ROSA POLICE DEPARTMENT; TRAVIS MENKE,  
an individual and Officer of the SANTA ROSA POLICE DEPARTMENT;  
and PATRICIA MANN, an individual and Officer of the  
SANTA ROSA POLICE DEPARTMENT

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

PATRICIA DESANTIS, et al.,  
Plaintiffs,

v.

CITY OF SANTA ROSA, et al.,  
Defendants.

Case No. C 07-3386 JSW (consolidated with  
C 07-4474)

**OBJECTION TO EVIDENCE IN  
SUPPORT OF PLAINTIFF'S MOTION  
FOR SUMMARY ADJUDICATION**

Date: October 17, 2008  
Time: 9:00 a.m.  
Cttrm: 2

**Trial Date: January 20, 2009**

TO PLAINTIFFS AND THEIR ATTORNEYS OF RECORD:

Defendants object to the evidence submitted in support of plaintiffs' motion for summary adjudication regarding a prior shooting incident involving Sgt. Rich Celli contained at page 6, line 23-page7, line 9 of their moving papers and specifically referencing the following deposition testimony of Sgt. Rich Celli, attached as Exhibit B to the Declaration of John H. Scott:

1. Page 18, line 23
2. Page 152, line 2-3
3. Page 164, lines 12-13

- 1 4. Page 167, line 12-13
- 2 5. Page 167, lines 7-13
- 3 6. Page 168, lines 1-3
- 4 7. Page 168, line 20-pg 169, line 8
- 5 8. Page 174, lines 13-17
- 6 9. Page 175, lines 6-8
- 7 10. Page 176, line 4-7

8 Defendant objects that said evidence is not relevant and therefore inadmissible under  
9 Federal Rule of Evidence 402 and is inadmissible under Federal Rule 403 and 404 and requests  
10 that the court strike said evidence and not consider said evidence in ruling on Plaintiffs' Motion  
11 for Summary Adjudication.

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13 Dated: September 5, 2008

13 /S/  
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14 Caroline L. Fowler  
15 City Attorney  
16 Attorney for Defendants  
17 City of Santa Rosa, Santa Rosa Police Chief Ed Flint,  
18 Santa Rosa Police Officers Rich Celli, Travis Menke,  
19 and Patricia Mann  
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